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Diego Chavez Garcia, and Bradley Campos*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

ERNESTO MANUEL GONZALEZ, an  
individual, JAMES PATRICK GILLESPIE, an  
individual, CESAR VAQUERA MORALES, an  
individual, DIEGO CHAVEZ GARCIA, an  
individual, and BRADLEY CAMPOS, an  
individual,

Plaintiffs,

vs.

UNITED STATES OF AMERICA, DAVID N.  
KARPEL, individually, DOES 1 through 100;  
and ROES 1 through 100; inclusive,

Defendants.

CASE NO.: 2:22-cv-00328-JCM-EJY

**STIPULATION TO EXTEND DEADLINE  
TO RESPOND TO USA AND KARPEL'S  
MOTIONS TO DISMISS [ECF NOS. 13  
AND 14]**

**(SECOND REQUEST)**

NOW COMES the Plaintiffs, ERNESTO MANUEL GONZALEZ ("GONZALEZ"), JAMES PATRICK GILLESPIE ("GILLESPIE"), CESAR VAQUERA MORALES ("MORALES"), DIEGO CHAVEZ GARCIA ("GARCIA"), and BRADLEY CAMPOS ("CAMPOS") (collectively referred to herein as "Plaintiffs"), by and through their attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and Defendants, UNITED STATES OF AMERICA and DAVID N. KARPEL, by and through their attorney Glenn Greene, who hereby stipulate that the deadlines for Plaintiffs to respond to

1 Defendant USA and Karpel's Motions to Dismiss [ECF Nos. 13 and 14], and Defendant USA and  
2 Karpel's deadlines to respond to Plaintiffs' responsive filing be extended pursuant to Local Rule IA  
3 6-1.

4 This is the second request for an extension of the deadlines. The first request was by stipulation  
5 to extend the deadlines to allow the USA and Karpel's deadlines to be aligned. In support of this  
6 Stipulation and Request, the parties state as follows:

7 1. Defendant USA and Karpel filed their Motions to Dismiss on September 12, 2022  
8 [ECF Nos. 13 and 14].

9 2. Pursuant to the Order granting the original stipulation, Plaintiffs deadline to  
10 respond to the Motions to Dismiss is October 17, 2022.

11 3. Counsel for the parties have conferred to attempt to resolve counsel for Plaintiffs'  
12 request to be added to the Protective Order in place in the underlying criminal case so that Plaintiffs  
13 may share the criminal discovery with undersigned counsel. The discovery is necessary to further  
14 plead the complaint in this case in response to arguments made in the currently pending motions.

15 4. Counsel for Plaintiffs have also conferred with the local U.S. Attorneys' office  
16 regarding the same. Counsel have determined that a motion will be necessary to allow counsel for  
17 Plaintiffs to be added to the Protective Order in the underlying criminal case so that discovery may  
18 be reviewed by counsel for Plaintiffs and used to further plead the complaint in this case. It is also  
19 undersigned counsel's understanding that the United States has no objection to Plaintiff's counsel  
20 being added to the protective order upon further motion and order of this court.

21 5. To allow this motion to be filed and allow counsel to review the underlying criminal  
22 discovery for purposes of prosecuting this civil case and further respond to the pending Motions to  
23 Dismiss, the parties have stipulated to extend Plaintiffs' response deadline to November 18, 2022.  
24 The parties have further stipulated to allow Defendants USA and Karpel until December 19, 2022 to  
25 file their responses to Plaintiffs' filing.

26 6. This Request for an extension of time is not sought for any improper purpose or  
27 other purpose of delay. Rather, it is sought by the parties solely to allow sufficient time to allow  
28

1 Plaintiffs' counsel to be added to the protective Order in the underlying criminal case, review the  
2 criminal discovery, and respond to the USA and Karpel's Motions to Dismiss.

3 WHEREFORE, the parties respectfully request that the Court extend the deadlines as stipulated  
4 to herein.

5 DATED this 17<sup>th</sup> day of October, 2022.

DATED this 17<sup>th</sup> day of October, 2022.

6 BRIAN M. BOYNTON  
7 Acting Assistant Attorney General  
8 Civil Division

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9 C. SALVATORE D'ALESSIO, JR.  
10 Acting Director  
11 Torts Branch, Civil Division

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and David Karpel*

23 **IT IS SO ORDERED.**

24 October 18, 2022

25 DATE

  
UNITED STATES DISTRICT JUDGE